

ORDINANCE NO. 1017-A**INTRODUCED BY COMMISSIONER Scott Holman****VACATING ALBANY AVENUE FROM NE KING STREET TO ITS EASTERN
TERMINUS, AND RAILROAD AVENUE FROM NE KING STREET TO ITS EASTERN
TERMINUS, IN THE CITY OF WARRENTON, COUNTY OF CLATSOP,
STATE OF OREGON**

(VACATION #104)

WHEREAS, the Warrenton City Commission deemed it to be in the best interest of the City to vacate portions of Albany Avenue and Railroad Avenue in the City of Warrenton, County of Clatsop, State of Oregon, and more particularly described below:

Parcel 1. All of that portion of 5th Street and that 40 foot wide unnamed street adjoining the north boundary of the Astoria and Columbia River Railroad as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying east of the west boundary of said plat and west of a line located parallel with and 25 feet west of, when measured at right angles to, the southerly extension of the east boundary of Block 15 in said plat.

Parcel 2. All of that portion of 5th Street as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying east of a line located parallel with and 25 feet east of, when measured at right angles to, the southerly extension of the west boundary of Block 14 in said plat of Warrenton park.

Parcel 3. All of that portion of that unnamed street adjoining the south boundary of the Astoria and Columbia River Railroad as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying west of the northerly extension of the east boundary of Block 21 in said plat and east of the west boundary of said plat.

Parcel 4. All of that portion of that 40 foot wide unnamed street adjoining the south boundary of the Astoria and Columbia River Railroad as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying east of the northerly extension of the west boundary of Block 22 in said plat.

Parcel 5. All that portion of Cornell Street as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying south of the south boundary of 4th Street as recorded on said plat and north of the north boundary of that 100 foot wide right-of-way commonly known as East Harbor Street in the City of Warrenton, Oregon.

Parcel 6. All that portion of Chapman Street as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying south of the south boundary of 4th Street as recorded on said plat and north of the north boundary of that 100 foot wide right-of-way commonly known as East Harbor Street in the City of Warrenton, Oregon.

Parcel 7. All that portion of Chester Street as recorded on the plat of Warrenton Park, County of Clatsop, State of Oregon, lying south of the south boundary of 4th Street as recorded on said plat and north of a line drawn parallel with and 25 feet north of, when measured at right angles to, the north boundary of 5th Street as recorded on said plat.

Parcel 8. All that portion of Albany Avenue as recorded on the plat of First Extension of East Warrenton, County of Clatsop, State of Oregon, lying east of the east boundary of Wheeler Street as recorded on said plat, west of the east boundary of said plat, and north of the north boundary of that 100 foot wide right-of-way commonly known as East Harbor Street in the City of Warrenton, Oregon.

Parcel 9. All of that portion of Railroad Avenue as recorded on the plat of First Extension of East Warrenton, County of Clatsop, State of Oregon, lying east of the east boundary

of Wheeler Street as recorded on said plat and west of the east boundary of said plat.

and;

WHEREAS, the Port of Astoria has petitioned the Warrenton City Commission for vacation of the public right-of- ways as described above; and,

WHEREAS, the Warrenton City Commission has determined that there is no reason why said petition should not be granted and, therefore, a public hearing on this petition was held at the hour of 7:00 pm on January 20, 1999, in the Warrenton Community Center; and

WHEREAS, due notice of time and place for said hearing was given, as by law required, and as set out in the affidavit of Linda Engbretson, City Recorder, who posted the required notice, and the affidavit of COLUMBIA PRESS, which printed the newspaper publications, and;

WHEREAS, the Warrenton City Commission examined and determined that the abutting property owners were said petitioners and that the owners of a majority of the area affected made no objections; and that the requisite notices were given by posting and publication; and that the public interest would not be prejudiced by vacation of that portion of the street right-of- ways described above, which the petitioners requested be vacated; and that, matters having been determined in favor of the petitioners by the Warrenton City Commission,

NOW THEREFORE, the City of Warrenton does ordain as follows:


Section 1. That the public right-of- way in the City of Warrenton, Clatsop County, State of Oregon, described herein by, and the same is hereby vacated and said vacation herein described is hereby made a matter of public record; and it is expressly provided that the petitioners shall forthwith pay the costs of the necessary changes of public records, as required by law; and it is hereby provided that the City Recorder shall file with the clerk, the assessor and the surveyor of Clatsop County, a certified copy of this ordinance. Nothing contained herein shall cause or require the removal or abandonment of any sewer, drainage, water main conduit, utility line, pole or any other thing used or intended to be used, for any public service.

PASSED by the City Commission of the City of Warrenton, Oregon this 3rd day of February, 1999.

EXAMINED AND APPROVED by the Mayor of the City of Warrenton, Oregon this 3rd day of February, 1999.

First Reading: January 20, 1999

Second Reading: February 3, 1999


Barbara Balensifer, Mayor

ATTEST:


Gilbert Gramson, City Manager/Auditor

After Recording Return to
Linda Engbretson
City Recorder
PO Box 250
Warrenton, OR 9714